Government of Kerala
1978

Reg. No. KL/TV/12

KERALA GAZETTE

EXTRAORDINARY

PUBLISHED BY AUTHORITY

Vol. XXIII] Trivandrum, Saturday, 26th August 1978 / 4th Bhadra 1900 [No. 558

GOVERNMENT OF KERALA

Industries (B) Department

NOTIFICATION

No. 29333/B3/78/ID. *Dated, Trivandrum, 24th August* 1978.

In exercise of the powers conferred by Section 3 of the Essential Commodities Act, 1955 (Central Act 10 of 1955) read with the Government of India, Ministry of Commerce Notification No. S. O. 1844 dated the 18th June, 1966, published in the Gazette of India Extraordinary dated the 18th June, 1966, the Government of Kerala hereby make the following further amendments to the Kerala Cement Distribution (Licensing and Regulation) Order, 1974, issued in G. O. (P) 52/74/ID dated the 16th March, 1974 and published in the Kerala Gazette Extraordinary No. 292 dated the 16th March, 1974, namely:—

1. *Short title and commencement.*—(a) This order may be called the Kerala Cement Distribution (Licencing and Regulation) Amendment Order, 1978.

(b) This shall come into force at once.

2. *Amendments.*—In the Kerala Cement Distribution (Licensing and Regulation) Order, 1974,—

(i) after clause 2 the following clause shall be inserted, namely:—

"3. *Restriction on Storage of Cement.*—No person or institution shall, after the commencement of the Kerala Cement Distribution (Licencing and

Regulation) Amendment Order, 1978 store or have in his/its possession at any time, more than twenty bags of cement (one tonne) except under and in accordance with the provisions of this Order:

Provided that where a person/institution has in his/its possession at the commencement of the Kerala Cement Distribution (Licensing and Regulation) Amendment Order, 1978 more than twenty bags (one tonne) of cement shall declare such stock to the authorities expowered to issue permits under clause 19 within seven days from the commencement of the Kerala Cement Distribution (Licensing and Regulation) Amendment Order, 1978.

(ii) after Clause 17, the following clauses shall be inserted as clauses 18, 19 and 20, namely:—

"18. *Application for purchase of cement.*—(a) Any person or institution desiring to purchase cement for construction or repairs other than those specified in sub-clauses (b), (c) and (d) shall make an application in Form 'E' affixing Court Fee stamp of the value of Rupees two to the authority empowered to issue permit under Clause 19 together with a certificate from an Engineer, in Government service, not below the rank of a Junior Engineer, if the application is for 100 bags or less and from an Engineer, not below the rank of an Assistant Engineer if the application is for more than 100 bags. If the application is for more than 100 bags of cement a Plan approved by an Engineer in Government Service, not below the rank of an Assistant Engineer and a copy of the licence issued by the Panchayat, Municipality or Corporation as the case may be should also accompany the application.

(b) Any person or institution desiring to purchase cement for construction of private hospital, nursing home, educational institution, places of worship and public entertainment, lodging houses and hotels, shop-cum-office buildings and other institutional purposes may make an application in Form 'E', affixing Court Fee Stamp of the value of Rupees two to the Industries Development Commissioner, Trivandrum, through the Deputy Commissioner (Small Industries) of the District concerned together with a copy of a Plan and requirement of cement certified by an Engineer in Government Service not below the rank of an Assistant Engineer and a true copy of the licence obtained for the said construction from the Panchayat, Municipality or Corporation as the case may be.

(c) Any person or institution desiring to purchase cement for use as raw material shall make an application in Form 'E' affixing Court Fees Stamp of the value of Rupees two to the Industries Development Commissioner, Trivandrum, through the Deputy Commissioner, (Small Industries) of the District concerned.

(d) Any person employed in Government or Quasi Government Organisations desiring to purchase cement for construction of or repairs to, houses etc. by availing Government or institutional finance shall make an application in Form 'E' to the Industries Development Commissioner affixing

Court Fee Stamp of the value of Rupees two along with a copy of plan and requirement certified by an Engineer, in Government Service not below the rank of an Assistant Engineer, and a true copy of the licence obtained for the said construction from the Panchayat, Municipality or Corporation as the case may be through the Head of Office.

(e) If any additional quantity of cement is required for completing the work undertaken the applicant should produce an additional application along with a utilisation certificate in respect of the quantity of the cement already allotted to the applicant for that work. A Junior Engineer in Government service if the quantity utilised was upto 100 bags and an Assistant Engineer in Government Service if the quantity utilised was above 100 bags shall be the authority competent to issue such utilisation certificates.

If any additional quantity of cement is required for use as raw material, the applicant should produce an additional application along with a utilisation certificate issued by the Deputy Commissioner (Small Industries) of the District concerned.

19. *Issue of permits.*—No stockist shall sell cement to any person or institution or other stockists except under and in accordance with the terms and conditions of permit issued in the form 'D' by the Tahsildars, District Collectors, and Industries Development Commissioner as specified below:—

In the case of applications under clause 18 (*a*).

Upto 100 bags	Tahsildar
Between 100 bags and 400 bags	District Collector.

In the case of applications under clause 18 (*b*), (*c*) *and* (*d*):

Upto 1000 bags	Industries Development Commissioner.

20. *Contravention of conditions of permit.*—No holder of a permit issued under this Order or his agent or servant or any other person acting on his behalf shall contravene any of the terms or conditions of the permit and if any such holder or his agent or servant or any other person acting on his behalf contravenes any of the said terms or conditions or any of the provisions of this Order, then, without prejudice to any other action that may be taken against him, his permit may be cancelled or suspended by an Order in writing of the Officer granting the permit.

(iii) After Form 'C' the following forms shall be added as Forms 'D' and 'E'.

FORM D

(*See* Clause 19)

GOVERNMENT OF KERALA

Messrs.

You are authorised to supply cement as follows:—

1. Indentor's name
2. Full address
3. Date of application
4. Quantity applied for
5. Quantity allotted
6. The period, the consumer is permitted to be in possession of the cement from the date of issue
7. The cement is issued only for the purpose of. . . . . .at. . . . . . and should be strictly used for that purpose
8. Permit is not transferable
9. The permit is valid for 15 days from the date of issue.

Date:

Signature and designation of officer issuing the permit.

Copy to Indentor for information.

FORM E

(*See* Clause 18)

APPLICATION FOR CEMENT FOR PERSONAL USE

From

To

I require................(in words) bags of cement during the month of.......................year..............................for the following purpose (s):—

The work will be carried out at the following address:

It is estimated that after the cement comes into my possession the work will take.............................days to complete by which time the cement will have been consumed.

I have signed the declaration below and such declaration is binding on me.

Place:

Date: Signature of Applicant.

The application will be considered only if it is supported by the following:-

1. A court fee stamp of the value of Rs. two should be affixed on the application.

2. The requirement of cement should be supported by a certificate issued by an Engineer in Government service not below the rank of an Assistant Engineer/Junior Engineer.

Place: Signature and designation of

Date: authority supporting the request.

No application will be considered if the applicant fails to sign the declaration below:

DECLARATION CONCERNING THE APPLICANT OF CEMENT

1. I declare that no authorisation or permit has already been issued for the cement required for the specified purpose, as stated above and for which I am now applying.

2. I declare that no other person has applied for the cement required for the specific purpose stated above.

3. I declare that no application for the cement required for the specific purpose as stated above is being made by me, or any other person on my behalf, through any other channel.

4. I declare that if an authorisation or permit is issued on my application, the full quantity of cement will be used for the work stated above and that it will not be used for any other work or given or sold to any other party and any breach by me of this condition will amount to misrepresentation and obtaining cement by false pretence.

5. I agree that any authorised representative of State Cement Controller or the Regional Cement Officeer, may inspect the work and my stocks obtained under this authorisation or previous authorisation (whatever they may be) at any time on request and I shall also provide such information as to its use as may be asked for.

6. I agree that should it be found that any portion of the cement supplied to me has been resold or used for any other purpose than that stated by me in the authorisation or is not required for the said purpose all the cement in stock or with me may be confiscated.

7. I agree that if the cement supplied to me has been misused I may be liable for the punishment that may be imposed by the concerned District Collector or the Magistrate as the case may be.

Place:

Date:

Signature of the Applicant

By order of the Governor,

S. KRISHNAKUMAR,

Additional Secretary to Government.

Explanatory Note

(This note is not part of the Notification, but is intended to indicate its general purport).

There are wide spread complaints from the general public and other consumers that there are inherent defects in the distribution of cement through private dealers who are accountable mainly to their suppliers only. The guide lines prescribed by the District Collectors are found to be inadequate to stop the black marketing and increase of open market price of cement. The essential step for the effective check is to have a better distribution system the importance of which has also been impressed upon the State Government by the Union Government. These amendments are aimed to regulate the supply of cement in an equitable manner.

PRINTED AND PUBLISHED BY THE S.G.P. AT THE GOVERNMENT PRESS, TRIVANDRUM, 1978.

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1978

Reg. No. KL

KERALA GAZETTE
EXTRAORDINARY
PUBLISHED BY AUTHORITY

Vol. XXIII] Trivandrum, Saturday, 26th August 1978 / 4th Bhadra 1900 [No. 560

GOVERNMENT OF KERALA

Water and Transport (Transport-B) Department

NOTIFICATION

No. G. O. (P) 74|78|W&T. *Dated, Trivandrum, 22nd August,* 1978.

S. R. O. No. 828/78.—In exercise of the powers conferred by sub-section (1) and clause (ww) of sub-section (2) of section 68 read with section 66A of the Motor Vehicles Act, 1939 (Central Act 4 of 1939), the Government of Kerala hereby make the following further amendments to the Kerala Motor Vehicles Rules, 1961, the same having been previously published as required by sub-section (1) of section 133 of the said Act, namely:—

AMENDMENTS

1. *Short title and commencement.*—(1) These Rules may be called the Kerala Motor Vehicles (Amendment) Rules, 1978.

(2) They shall come into force at once.

2. *Substitution of rules* 225 *and* 225A.— In the Kerala Motor Vehicles Rules, 1961, for rules 225 and 225A the following rule shall be substituted, namely:—

"225. Licensing of agents engaged in the business of collecting, forwarding and distributing goods carried by public carriers.

(1) *Definitions.*—In this rule, unless the context otherwise requires,—

(a) "agent" means any person who engages directly or indirectly in the business of—

(i) collecting;

(ii) forwarding and distributing;

(iii) collecting, forwarding and distributing; goods carried by any public carriers.

(b) "agents licence" means a licence granted under sub-rule (3);

(c) "collecting agent" means a person, licensed to do the business of collecting goods carried by any public carrier;

(d) "forwarding agent" means a person licensed to do the business of forwarding and distributing goods carried by any public carrier;

(e) "collecting and forwarding agent" means a person licensed to do the business of collecting, forwarding and distributing goods carried by any public carrier;

(f) "licensing authority" means the Regional Transport Authority of the region in which the applicant intends to carry on the business.

(2) *Licensing of agents.*—(a) No person shall act as an agent unless he holds a valid licence in "Form LAGT" granted by the Licensing Authority authorising the carrying on of such business.

(b) Separate licence shall be necessary for each place of agency business, when the agent has more than one place of agency business, though within the jurisdiction of the same Licensing Authority.

(3) *Application.*—(a) Any person desiring to obtain a licence for carrying on any business referred to in clause (a) of sub-rule (1), or for renewing such license may make an application to the concerned licensing authority in Form ["LAGT-A" or] "LAGT—RA" as the case may be.

(b) The application shall be separate for each place of agency business, and shall be accompanied by a fee of Rs. 50 for one year or Rs. 100 for two years or Rs. 150 for three years.

(c) On receipt of an application, the Licensing Authority shall, having regard, among other things, to the following matters, namely:—

(i) the number of goods vehicles either owned by the applicant or under his control;

(ii) the suitability of accommodation possessed by the applicant for the storage of goods;

(iii) the facilities, if any, provided by the applicant for parking the goods vehicles; and

(iv) the financial resources of the applicant and his ability to manage the business efficiently;

either grant or renew, or refuse to grant or renew the licence:

Provided that the licensing authority shall not refuse to grant or renew a licence applied for, unless the applicant is given an opportunity of being heard, and the reasons for refusal are recorded and communicated to him in writing.

(4) *Security for compliance with conditions.*—Where it appears necessary so to do for ensuring proper compliance with the conditions referred to in sub-rule (7), the Licensing Authority may at the time of granting or renewing a licence, or at any time during the validity of a licence, order, for reasons to be recorded in writing the licensee to furnish a reasonable security not exceeding Rs. 1,000 (Rupees One Thousand), and where the licensee has furnished earlier any security in pursuance of an order passed under the provisions of this sub-rule, such additional security as may be reasonable not exceeding Rs. 2,000 (Rupees Two Thousand).

Note:—The security may be furnished in the form of cash, bank deposit or such other form as may be specified by the Licensing Authority.

(5) *Forwarding and collecting agents.*—(a) An agent's licence shall, where the holder thereof is licensed to act only as a forwarding agent or as a collecting agent specify that fact clearly.

(b) An agent's licence shall be non-transferable.

(c) No agent's licence shall authorise a person to act as such agent unless he has adequate facilities to load and unload goods at the premises approved by the Licensing Authority under these Rules.

(6) *Period of validity and renewal.*—(a) An agent's licence shall be valid for a period of one year or two years or three years as the case may be from the date of its grant or renewal.

(b) It may be renewed on an application made to the licensing Authority before the date of its expiry.

(c) The renewal of licence shall be by endorsement of the renewal thereof by the Licensing Authority on the original licence.

(7) *Conditions for agent's licences.*—An agent's licence shall be subject to the following conditions, namely:—

(a) that the licensee shall, subject to the provisions of sub-rule (10), provide places for loading and unloading of goods;

(b) that the licensee shall be responsible for proper arrangements for storage of goods collected for despatch and delivery;

(c) that, where he is authorised to collect, or forward and distribute or collect and forward and distribute, goods, the licensee—

(i) shall be responsible for proper delivery of the goods to the consignee;

(ii) shall be liable to indemnify the owner of goods for any loss or damage to goods while in his control or possession;

(iii) shall not issue a goods transport receipt without having actually received the goods;

(iv) shall not deliver the goods to the consignee without actually receiving from the consignee a goods transport receipt or, if the receipt is lost or misplaced an indemnity bond covering the value of goods;

(d) that the licensee shall insure the goods against any loss or damage while in his control or possession;

(e) that the licensee shall maintain a proper record of the vehicles under his control and of the collection, despatch and delivery of goods which shall be open for inspection by any officer of the Motor Vehicles Department not below the rank of an Assistant Motor Vehicles Inspector, or any Police Officer in uniform not below the rank of a Sub Inspector of Police, or any officer of the Agricultural Income-Tax and Sales-Tax Department not below the rank of an Assistant Sales-Tax Officer or by any person duly authorised in this behalf by the State Transport Authority or the Licensing Authority and shall furnish to the Licensing Authority by 31st March every year a return in respect of the previous calendar year in Form "LAGT—AR";

(f) that the licensee shall not charge any commission exceeding that prescribed by the Licensing Authority under sub-rule (9);

(g) that the licensee shall furnish the operators with correct figures of the freight receivable by them from the consignors or the consignees;

(h) that the licensee shall maintain proper accounts of the commission charged by him and have the same audited by qualified auditors annually when the gross income exceeds Rs. 25,000 per year.

(i) that the licensee shall ensure that the goods vehicles under his control have valid permits for routes on which the vehicles have to ply;

(j) that the licensee shall maintain in good condition a weighing device capable of weighing at a time not less than 226 kg. (500 lbs):

(k) that the licensee shall attend to his customers in the order in which they approach him:

Provided that customers in respect of perishable goods shall be given priority over other customers and shall be attended to in the order in which they approach the licensee;

(l) that the licensee shall assign the available traffic amongst the operators in the order in which they have approached him and shall maintain a register chronologically recording particulars of the available traffic and the waiting operators;

(m) that the licensee shall comply with the provisions of these rules and shall observe such other conditions as the Licensing Authority may specify in the licence;

(n) that the licensing authority may, at its discretion, order forfeiture, in whole or part of the security or the additional security furnished by the licensee under sub-rule (4) for contravention of any of these rules or for breach of any of the aforesaid conditions by the licensee;

(o) that the Licensing Authority may after giving notice of not less than one month in writing either vary the conditions of the licence or attach to the licence further conditions.

(8) *Particulars to be mentioned in contract of agency.*—All contracts entered into by the licensee for the purpose of collecting, forwarding and distributing goods, or collecting goods, or forwarding and distributing goods, as the case may be, shall be in writing and shall contain the following particulars:—

(i) names and addresses of the consignor and the consignee;

(ii) description and weight of the consignment;

(iii) destination and its distance in Kilometres|miles from the starting station;

(iv) freight for tonne-mile tonne-kilometre and for the whole consignment;

(v) delivery instructions (eg. the date by which and the exact place where the goods are to be delivered to the consignee);

(vi) terms of payment agreement;

(vii) name of the owner, driver, the registration number of the vehicle and its authorised load; and the rate and amount of the commission.

(9) *Rate of Commission.*—The maximum rates at which the commission may be charged by the licensee under these rules will be as detailed below and the licensing authority may prescribe such rates of commission not exceeding the rates detailed below in regard to licensees transacting business in its region.

(a) 10% of the freight charges for transport of goods, to the licensee at the consigning (booking) point; and

(b) 35 paise per quintal on the goods received by the licensee at the delivery point, and delivered to the consignees.

Note.—Charges for loading, unloading, transhipment of goods and demurrage charges for delay in taking delivery of the goods will be payable extra, to the concerned licensees.

(10) *Premises to be used.*—(a) The Licensing Authority may, in consultation with the local authority or the Police authority having jurisdiction over the area concerned, approve any premises owned by or in the possession of a licensee or an applicant for an agent's licence to be used for loading or unloading of goods or for parking goods vehicles or for the storage of goods in the custody of the agent, having regard to the suitability of the site, sanitary conditions and storage facilities provided at such premises.

(b) any approval under clause (a) shall be subject to the following conditions, namely:—

(i) that the premises shall at all times be kept in a clean condition and good state of repairs;

(ii) that the premises shall be administered in a seemly and orderly manner;

(iii) that the licensee shall take all possible precautions to ensure that no breach of any of the provisions of the Motor Vehicles Act, 1939 (4 of 1939) or of these rules is committed in respect of any vehicle entering or leaving or parking at such premises and shall report in writing any such breach to the nearest Police Station.

(c) Where the Licensing Authority refuses to approve any premises under clause (a), it shall record in writing its reasons for such refusal.

(11) *Suspension or cancellation of Licences.*—(a) Without prejudice to any other action which may be taken against a licensee, the Licensing Authority may, by order in writing cancel the agent's licence or suspend it for such period as it thinks fit, if in its opinion any of the conditions under which the licence has been granted has been contravened.

(b) The Licensing Authority may by order in writing cancel the agent's licence or suspend it for such period as it thinks fit, if in its opinion any of the conditions under which any premises have been approved under sub-rule (10) has been contravened.

(c) Before making any order of suspension or cancellation under this rule, the Licensing Authority shall give the licensee an opportunity of being heard and shall record reasons in writing for such cancellation or suspension.

12. *Issue of duplicate licence.*—If at any time an agent's licence is lost, destroyed or torn or otherwise defaced so as to be illegible, the agent shall forthwith apply to the Licensing Authority for the grant of a duplicate licence. The application shall be accompanied by a fee of Rs. 10. Upon receipt of such an application that authority shall issue a duplicate licence clearly stamped "Duplicate" in red ink. If a duplicate licence is granted on a representation that the licence originally granted has been lost or destroyed and the original licence is subsequently found the original licence shall be surrendered to the Licensing Authority.

13. *Display of agent's licence.*—(a) A collecting agent shall carry with him his agent's licence while on duty and shall produce it on demand to any officer of the Motor Vehicles Department not below the rank of an Assistant Motor Vehicles Inspector, or any Police Officer in uniform not below the rank of a Sub Inspector of Police or any Officer of the Agricultural Income tax and Sales Tax Department not below the rank of an Assistant Sales Tax Officer.

(b) A forwarding agent shall exhibit his agent's licence at a prominent place in the premises approved under sub-rule (10) and the licence shall be made available for inspection by any Officer of the Motor Vehicles Department not below the rank of an Assistant Motor Vehicle Inspector, or any Police Officer in uniform not below the rank of a Sub Inspector of Police, or any Officer of the Agricultural Income Tax and Sales Tax Department not below the rank of an Assistant Sales Tax Officer.

(c) A collecting and forwarding agent shall carry with him his agent's licence while on duty and shall produce it on demand to any Officer of the Motor Vehicles Department not below the rank of an Assistant Motor Vehicles Inspector, or any Police Officer in uniform

not below the rank of a Sub Inspector of Police, or any officer of the Agricultural Income Tax and Sales Tax Department not below the rank of an Assistant Sales Tax Officer and shall also cause a true copy of his agent's licence to be exhibited at a prominent place in the premises approved under sub rule (10).

14. *Appeals.*—(a) Any person aggrieved by an order made under clause (c) of sub-rule (3) sub-rule (4), clauses (m), (n) and (o) of sub-rule (7), sub- rule (9), clause (a) of sub-rule (10), clause (a) or clause (b) of sub-rule (11), sub-rule (12) or sub-rule (15), may appeal within thirty days from the date of receipt of such order to the State Transport Appellate Tribunal.

(b) The memorandum of appeal shall be filed in duplicate setting forth concisely the grounds of objection and shall be accompanied by a certified copy of that order:

Provided that a memorandum of appeal shall not relate to more than one order or be signed by more than one party.

15. *Levy of fees for supply of copies of orders or documents.*—The licensing authority shall on an application by a party give a certified copy of the order or of any other relevant document on payment of a fee Rs. 2 such payment being made by means of court fee stamps affixed to the application for each such copy of the order or document.

By order of the Governor,

G. GOPALAKRISHNA PILLAI,

Secretary to Government.

Form "LAGT—A"

Application for licence to work as collecting agent/forwarding agent/ collecting and forwarding agent under rule 225 (3) (a) of the Kerala Motor Vehicles Rules, 1961.

To

The Secretary,
Regional Transport Authority

1. Full name
2. Name of father or husband (in the case of individuals)
3. Address
4. Educational qualifications, or experience in the management of transport business
5. Place where the applicant proposes to engage as an agent
6. Nature and extent of financial resources of the applicant
7. Particulars of goods vehicles either owned by the applicant or under his control:
   (a) Total number
   (b) Makes
   (c) Models or years of manufacture
   (d) Registered laden weight
   (e) Registration marks
8. Additional particulars to be supplied where the application is for a licence as forwarding agent or collecting and forwarding agent
   (a) Particulars of the site and its location
   (b) Description of the premises (nature of buildings, extent of the site etc.)

(c) Facilities, if any, provided by the applicant for parking the goods vehicles

(d) Facilities provided by him for loading and unloading goods

(e) Particulars of weighing device provided at the abovementioned places

The prescribed fee of Rs. 50/100/150 is tendered hereby by means of......

9. I am/we are fully conversant with the conditions of public carrier permits and the provisions of the Motor Vehicles Act, 1939, and the Rules made thereunder so far as they relate to the restrictions regarding the routes weights, loading and unloading of goods and the duties and functions of agents.

10. I/We hereby declare that to the best of my/our knowledge and belief the particulars given above are true.

Place: Signature of applicant.

Date:

FORM "LAGT—RA"

Application for the renewal of Agent's Licence under rule 225 (3) (a) of the Kerala Motor Vehicles Rules, 1961

To

The Secretary,
Regional Transport Authority,
....

I/We hereby apply for the renewal of my/our licence which is attached, and particulars of which are as follows:—

(a) Licence No.

(b) Date of issue

(c) Nature of the licence, i.e., collecting agent or forwarding agent or collecting and forwarding agent

(d) Name of the Licensee (In block letters)

(e) Address

If the licence is not attached reasons why it is not available.

....

If the application for renewal was not made before the date of expiry of the licence, reasons for the delay.

....

The prescribed fee of Rs. 50/100/150 is tendered hereby by means of......

I hereby declare that there is no such change in the circumstances in which the licence was issued to me/us as disqualifies me/us from continuing to hold this licence.

Place: Signature of the applicant.

Date:

FORM LAGT

Agent's licence granted under rule 225 (2) of the Kerala Motor Vehicles Rules, 1961

......19....

Licence No.

Full Name

Name of father or husband
(in the case of an individual)

Address

is licensed to engage as FORWARDING AGENT/COLLECTING AGENT/ COLLECTING AND FORWARDING AGENT at.................
....

Subject to the conditions attached

The licence is valid from..........to............

Date....

So long as this Agent's Licence is valid and renewed from time to time the holder is authorised to use the premises the particulars of which are given below, in connection with his business, subject to the provisions of Rule 225 (10) (b)................

particulars of premises........

Secretary,
Regional Transport Authority.

Date:

RENEWALS

This licence is hereby renewed upto............

Date:

Secretary,
Regional Transport Authority.

This licence is hereby renewed upto.............

Date:

Secretary,
Regional Transport Authority.

FORM LAGT—AR

Annual return for the period ending 31st March 19....
submitted by (Name and address of the Agent)
Under rule 225 (7) (e) of the Kerala Motor
Vehicles Rules, 1961

To

The Secretary,
Regional Transport Authority,
....

1. Licence No.

2. Date of its grant or last renewal

3. Total number of goods vehicles owned by the agent

4. Total number of goods vehicles under the control of the agent

5. Number of goods vehicles out of those mentioned in item Nos. (3) and (4) above, which were actually used during the year:

(a) For more than six months in the year

(b) For more than 9 months in the year

(c) For more than 10 months in the year

6. Tonnage of goods collected and delivered to the forwarding agents:

Name and address of the forwarding agent	*Tonnes of the goods delivered to the forwarding agent*

Total No. of agents Total tonnage

Note.—In case the space given above under item No. 6 is not sufficient, attach a separate sheet.

7. Total tonnes of the goods collected, forwarded and delivered by the agent himself

8. Minimum and maximum distances for which the goods were forwarded from the forwarding point to the delivering point:

Distance	*Total tonnes*
(a) Distance not exceeding 80 kilometres	
(b) Distance exceeding 80 kilometres but not exceeding 160 kilometres	
(c) Distance exceeding 160 kilometres but not exceeding 240 kilometres	
(d) Distance exceeding 240 kilometres but not exceeding 320 kilometres	
(e) Distance exceeding 320 kilometres but not exceeding 400 kilometres	
(f) Distance exceeding 400 kilometres but not exceeding 480 kilometres	
(g) Distance exceeding 480 kilometres	

9. In respect of the entry made in item No. 8 (g) above, specify the nature of the goods (e.g. fruits, glass, household effects, corn, coal etc.)

10. Total length of journeys performed by the goods vehicles mentioned in items No. (3) and (4) above, in kilometres

11. Maximum time taken in delivering a consignment, from the date of its booking, by the forwarding agent.

Time	*Tonnes of the consignment*	*Distance from the forwarding point to the delivering point*

12. Claims received and settled:

No. of claims pending from previous year	*No. of claims received during the year*	*Compensation claimed during the year*	*No. of claims settled during the year*	*Compensation paid during the year*	*No. of claims pending at the end of the year*

13. Freight and commission:

Total freight realised in respect of the vehicle mentioned in item No. (3) above	*Total freight realised in respect of the vehicles mentioned in item No. (4) above*	*Total frieght realised and paid to other operators*	*Total amount of commission realised*

14. Total amount of the premium paid to insurance companies for insurance of the goods

15. Total amount realised from the insurance companies in respect of claims for loss or damage of goods

16. Maximum time for which a consignment was held by the collecting agent before delivering it to the forwarding agent

17. Maximum time for which a consignment was held by the forwarding agent in his godown before despatch

18. Maximum time for which a consignment was held by the forwarding agent in his godown at the distributing point before delivery to the consignee

Date:

Signature of the agent.

Explanatory Note

(This is not part of the notification but is intended to bring out the main purport).

The High Court in their common judgment in O.P. No. 3943/72 and others on 17-7-1975 struck down rule 225 of the Kerala Motor Vehicle Rules. It has therefore, become necessary to frame rules afresh for licensing of goods booking agents. This amendment is to achieve this object.

PRINTED AND PUBLISHED BY THE S.G.P. AT THE GOVERNMENT PRESS,
TRIVANDRUM, 1978.